

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by changing  
5 Section 17-3 as follows:

6 (720 ILCS 5/17-3) (from Ch. 38, par. 17-3)

7 Sec. 17-3. Forgery.

8 (a) A person commits forgery when, with intent to defraud,  
9 he or she knowingly:

10 (1) makes a false document or alters any document to  
11 make it false and that document is apparently capable of  
12 defrauding another ~~in such manner that it purports to have~~  
13 ~~been made by another or at another time, or with different~~  
14 ~~provisions, or by authority of one who did not give such~~  
15 ~~authority;~~ or

16 (2) issues or delivers such document knowing it to have  
17 been thus made or altered; or

18 (3) possesses, with intent to issue or deliver, any  
19 such document knowing it to have been thus made or altered;  
20 or

21 (4) unlawfully uses the digital signature, as defined  
22 in the Financial Institutions Electronic Documents and  
23 Digital Signature Act, of another; or

1           (5) unlawfully uses the signature device of another to  
2           create an electronic signature of that other person, as  
3           those terms are defined in the Electronic Commerce Security  
4           Act.

5           (b) An intent to defraud means an intention to cause  
6           another to assume, create, transfer, alter or terminate any  
7           right, obligation or power with reference to any person or  
8           property. As used in this Section, "document" includes, but is  
9           not limited to, any document, representation, or image produced  
10          manually, electronically, or by computer.

11          (c) A document apparently capable of defrauding another  
12          includes, but is not limited to, one by which any right,  
13          obligation or power with reference to any person or property  
14          may be created, transferred, altered or terminated. A document  
15          includes any record or electronic record as those terms are  
16          defined in the Electronic Commerce Security Act.

17          (c-5) For purposes of this Section, "false document" or  
18          "document that is false" includes, but is not limited to, a  
19          document whose contents are false in some material way, or that  
20          purports to have been made by another or at another time, or  
21          with different provisions, or by authority of one who did not  
22          give such authority.

23          (d) Sentence.

24          Forgery is a Class 3 felony.

25          (Source: P.A. 94-458, eff. 8-4-05.)